### BOARD OF SUPERVISORS COUNTY OF STAFFORD STAFFORD, VIRGINIA

# MINUTES Regular Meeting January 18, 2011

<u>Call to Order</u>. A regular meeting of the Stafford County Board of Supervisors was called to order by Mark Dudenhefer, Chairman, at 1:01 p.m., Tuesday, January 18, 2011, in the Board Chambers, Stafford County Administration Center.

<u>Roll Call</u> The following members were present: Mark Dudenhefer, Chairman; Paul V. Milde III, Vice Chairman; Harry E. Crisp II; Gary F. Snellings; Susan B. Stimpson; and Robert "Bob" Woodson. Cord A. Sterling arrived at 1:17 p.m.

Also in attendance were: Anthony Romanello, County Administrator; Charles Shumate, County Attorney; Marcia Hollenberger, Chief Deputy Clerk; Pam Timmons, Deputy Clerk; associated staff and interested parties.

Presentation by Dr. David Sam, Germanna Community College Dr. Sam gave an update on the current status of enrollment and activities at Germanna Community College, including the north campus in Stafford. Mr. Dudenhefer encouraged Dr. Sam to work with the Schools and offered to help arrange a meeting with the new superintendent, Dr. Randy Bridges. Mr. Milde asked for the number of Stafford County residents who were currently enrolled at the Fredericksburg campus and Mr. Woodson asked for clarification as to the total number of students taking classes at the Stafford campus.

Briefing by Col. Daniel J. Choike, Marine Corps Base Quantico Col. Daniel Choike gave a presentation and answered Board members questions. The Military Defense Investigative Agencies (MDIA) building in North Stafford will be ready for occupancy and should be filled between April and September, 2011. Col. Choike talked about long range needs and keeping in mind what is needed at or by Quantico versus the impact to the surrounding community. He stated that there have been several planning sessions held (including the Tabletop Exercise) and more that will be scheduled. Col. Choike said that he is working toward a common vision with the Board and looks forward to an even closer working relationship in the future. In the past several weeks, he met with the Boards in Fauquier County and Prince William County and his aim of a closer working relationship with Stafford is the same with those neighboring localities.

Mr. Milde noted that Stafford County now does a better job of working with the Marine Corps and said that the relationship was almost non-existent up until a few years ago, adding that he is happy to see the change. Mr. Milde then asked Col. Choike if the Base was shopping land at the I-95 corridor adding that a program like an Enhanced Users Lease could be beneficial to everyone involved. Col. Choike said that he was not at liberty to discuss the matter but agreed that if it happened, it would be beneficial.

Mr. Dudenhefer asked about the Quantico Growth Management Committee (QGMC) and its relationship to the Base and to BRAC. He noted that the QGMC is led by civilian elected leaders and that their goal and purpose may be different than those of a group led by military leaders, that while there may be two different missions, they should have a common philosophy.

Mr. Sterling said that there seems to be a limited scope when looking into the future adding that he believes that the goals and mission should not be set for a finite period of time but rather, goals should be far reaching. Col. Choike responded that it is a subject for experts to get together to determine what should and could be done to impact this region.

Mr. Milde brought up land use issues. Mr. Dudenhefer asked if that included the PRTC. Mr. Milde responded that PRTC deals primarily with buses and trains. Mr. Sterling said that GWRC is involved. A discussion ensued about tax revenue for land leases as well as buildings located on the property. Col. Choike said that the Board in Prince William County brought up the same issue.

Mr. Dudenhefer asked about a timeline for requested appointments to the proposed Quantico Regional Executive Steering Committee. Col. Choike said that Fauquier County has already passed a resolution but he has heard nothing yet from Prince William County. He hopes to have a committee in place by the end of the month. Mr. Dudenhefer said that the Board would revisit this on February 1<sup>st</sup>.

<u>Briefing by VDOT – Falmouth Intersection Update</u> Mr. Rodney White, VDOT's newly hired Director of Land Use and Development, introduced himself as well as the Falmouth Intersection Project Manager, Mr. Rick Spurlock. He also pointed out that Residency Administrator, Mr. Quintin Elliot, as well as Ms. Marcy Parker and Mr. Jake Porter were in the audience.

Mr. Spurlock provided details of the proposed improvements to the Falmouth Intersection. Mr. Dudenhefer questioned the wait times and Mr. Sterling asked that VDOT run the model and provide numbers at peak hours, not a compilation of wait times at all hours. Ms. Stimpson asked why an entrance at the bank property was left on the Plan when the building was eventually going to be destroyed. Mr. Crisp asked about stormwater run-off and if stormwater ponds were designated as was reported at the recently held public hearing. Mr. Elliott stated that there was no need for stormwater ponds. Mr. Crisp asked for verification since it was not in keeping with what was stated at the public hearing. Mr. Crisp also asked if three historical structures could be relocated and said that the Historical Commission would be very interested in this project and should be involved in future discussion and decisions.

Mr. Sterling asked when cars will be driving on the two turn lanes. Mr. Spurlock said that it would be 18 - 24 months. Mr. Sterling asked if the timeframe could be accelerated. Mr. Elliott said it could not and based this on normal project timelines.

Factored into the timeline are land acquisitions as well as utility relocation including electric, cable/phone, and water/sewer connections all of which take time due to use of outside utility companies, not just Stafford County's Department of Utilities.

Mr. Dudenhefer said that there has to be a way to speed up this project. Mr. Elliott said that VDOT will have to work with thirteen different agencies, including working towards the legal acquisition of rights of way, and that VDOT did not want to risk violating any laws or take short cuts to speed up the work on the Intersection. Mr. Elliott offered to come back to the Board to talk about all of the components involved in bringing a project to completion.

Mr. Crisp asked about the CSX crossing at Ferry Road saying that there was in indication originally from CSX that it would be fixed in 2010 but there were still issues with the crossing. It was decided that staff will contact CSX to determine when the crossing will be repaired.

<u>Presentation by Mr. Glenn Trimmer – Update on Civil War Park</u> Mr. Trimmer, Executive Director of the Friends of Stafford Civil War Sites (FSCWS) gave a presentation on the continued efforts to open the Civil War Park. Mr. Trimmer requested that the Board donate additional funds of approximately \$57,000 to begin the environmental study that is required as part of the process.

Capt. Shawn Otto, officer in charge of the Virginia Army National Guard's 276th Engineer (Combat) Battalion, briefed the Board about the project and the training opportunities it will give the soldiers before they are deployed.

Mr. Tim Baroody, Deputy County Administrator, told the Board that staff recommends and supports hiring a firm to assist with environmental surveys and design work. The County's Tourism Fund, financed by a dedicated tax on Stafford hotel stays, would provide the money, an amount not to exceed \$57,000.

Mr. Milde motioned, seconded by Mr. Crisp, to approve a contract with Webb Associates in an amount of \$57,000.

Ms. Stimpson made a substitute motion, seconded by Mr. Sterling, to defer this item.

The Voting Board tally was:

Yea: (3) Snellings, Sterling, Stimpson

Nay: (4) Crisp, Dudenhefer, Milde, Woodson

Mr. Keith Dayton, Director of Public Works, spoke briefly on the application process and the next steps that staff would be taking.

Mr. Snellings made a second substitute motion, seconded by Mr. Sterling, to approve \$5,000 to start preliminary work and asked that this item be brought back to the Board at its February 1<sup>st</sup> meeting.

The Voting Board tally was:

Yea: (7) Snellings, Sterling, Crisp, Dudenhefer, Milde, Stimpson, Woodson

Nay: (0)

Recess At 3:12 p.m., the Chairman declared a recess.

Call to Order At 3:21 p.m., the Chairman called the meeting back to order.

<u>Redistricting Software Demonstration and General Discussion</u> Ms. Kathy Baker, Assistant Director of Planning, gave a presentation and answered Board members questions.

Mr. Dudenhefer created a three-member committee including himself, Ms. Stimpson and Mr. Crisp. The committee will hold two additional redistricting meetings – one each in north and south Stafford. He added that there will also be another public hearing on redistricting before the Board takes a final vote.

Economic Development Ten Point Plan Mr. Crisp presented an overview of the work of the Committee including Issue Two; Business Friendly Policy Initiatives; Floor Area Ratios (FAR); and Business Tax Structures. The Committee discussed expedited review processes for site plans and building permits, an automated process for monitoring and

tracking commercial development projects and issues, and establishing a Board sub-committee for process review. Mr. Crisp talked about focus groups that met in November, two successful sessions that included land developers and home builders. Mr. Dudenhefer asked for a list of invitees and attendees. Another meeting will take place on January 20<sup>th</sup> to discuss Form Based Codes.

Mr. Crisp also reviewed Issue Eight; Ongoing Evaluation of Incentive Programs; Creation and Enhancement of Cash Grant Incentive Programs; Creation and Use of Alternative Financing Options to Provide for Increased Economic Development Activity; an expanded role of the Economic Development Authority; and consideration of a Tourism Zone.

<u>Presentation – 2010 Year in Review</u> Cathy Riddle, Public Information Administrator, gave a presentation and answered Board members questions. She announced that the County will roll out a new web design in the summer of 2011, an initiative that is being worked on by a volunteer committee in conjunction with IT staff and the PIO office. Mr. Milde asked that Cathy's presentation be put on the County's website.

<u>Consider Fiscal Year 2012 – 2017 Capital Improvement Plan</u> Hearing no objections, the Board deferred this item to its February 1<sup>st</sup> meeting.

Mr. Milde asked about the Animal Shelter project being pushed back to 2019. Mr. Sterling responded that there is only so much money to go around and the Animal Shelter will still fall within the 10-year period. He talked about balance, priority and addressing the needs of the County as a whole. Mr. Dudenhefer said that it was only a recommendation and that members of the Board had the prerogative to disagree with the recommendations of the Finance and Budget Committee. The Board requested that Sheriff Jett provide an Animal Shelter update within 30 days and also requested staff to contact Mr. Hoyt to provide a written update on his ongoing SPCA efforts by February 15th. Mr. Woodson said that he, too, was concerned as it seems like the Animal Shelter project has been pushed back every year and said that he would like to meet with Sheriff Jett and staff from the Shelter.

Ms. Stimpson asked about the status of the SPCA project. Mr. Milde responded that it was going to take \$100k to fix the bridge and roadway to Mr. Hoyt's property and that the Occupancy Permit being contingent upon those road improvements. Mr. Hoyt is planning on making the necessary repairs but due to the cost, it will not be anytime soon. Mr. Sterling reiterated that there are only so many resources available and suggested that perhaps this issue should go to the voters in November.

Mr. Woodson asked if the SPCA had been given a 501c3 designation yet. Mr. Milde said that he was not sure where Mr. Hoyt was in that process. Mr. Snellings said that the Finance and Budget Committee (and the Board) has to make some tough decisions but that if the County goes to ballot with every building project, it gets expensive and does not fulfill why the Board was voted into office.

Mr. Sterling said that some citizens are already frustrated on the Commonwealth Attorney's office renovations. Mr. Crisp said that the County needs to establish a threshold on what (amount) may be borrowed, noting that voter-approved bond projects remain a priority. Ms. Stimpson said that working with schools and education is a stated priority of the Board and that they should not lose sight of that.

<u>FY2011 Mid-Year Review Discussion</u> Ms. Nancy Collins, Budget Division Director, gave a presentation and answered Board member questions.

Mr. Dudenhefer requested staff provide the cost to process recordations. Mr. Sterling requested that staff provide verification of the School's budget. Ms. Stimpson requested staff to find out if the Schools have disengaged from the joint committee with the Board. Hearing no objections, the Mid-Year review was deferred to the February 1<sup>st</sup> meeting.

<u>Legislative</u>; <u>Closed Meeting</u> At 4:53 p.m. Ms. Stimpson motioned, seconded by Mr. Sterling, to adopt proposed Resolution CM11-02.

The Voting Board tally was:

Yea: (6) Stimpson, Sterling, Crisp, Dudenhefer, Snellings, Woodson

Nay: (0)

#### Absent: (1) Milde

#### Resolution CM11-02 reads as follows:

#### A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Stafford County Board of Supervisors desires to discuss in Closed Meeting the following: Law Enforcement Briefing on Plans to Protect Public Infrastructure and Elected Officials; and

WHEREAS, pursuant to Section 2.2-3711 A.19, Va. Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January, 2011, does hereby authorize discussions of the aforestated matters in Closed Meeting.

<u>Call to Order</u> At 5:39 p.m., the Chairman called the meeting back to order.

<u>Legislative</u>; <u>Closed Meeting Certification</u> Mr. Sterling motioned, seconded by Mr. Snellings, to adopt proposed Resolution CM11-02a.

#### The Voting Board tally was:

Yea: (6) Stimpson, Sterling, Crisp, Dudenhefer, Snellings, Woodson

Nay: (0)

Absent: (1) Milde

#### Resolution CM11-02(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JANUARY 18, 2011

WHEREAS, the Board has, on this the 18<sup>th</sup> day of January, 2011 adjourned into a closed meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective July 1, 1989, provides for certification that such Closed Meeting was conducted in conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 18<sup>th</sup> day of January, 2011, that to the best of each member's knowledge: (1) only public business matters lawfully exempted from

open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Recess At 5:39 p.m., the Chairman declared a recess until 7:00 p.m.

<u>Call to Order</u> At 7:00 p.m., the Chairman called the meeting back to order. Mr. Snellings arrived at 7:09 p.m.

<u>Invocation</u> Mr. Crisp gave the Invocation.

<u>Pledge of Allegiance</u> Boy Scout Troop 317 led the Pledge of Allegiance to the Flag of the United States of America.

#### <u>Legislative</u>; <u>Presentations by the Public</u>

The following persons desired to speak:

Dean Fetterolf - Mid-Year Review & Health Care Fund Holiday

Paul Waldowski - Stafford Meadows Water Bill

In response to a public comment, Mr. Dudenhefer noted that the idea of a Health Care Fund holiday was only a staff suggestion. It had not been discussed, reviewed or voted on by the Board.

Planning and Zoning; Amend and Reordain the Zoning Ordinance by Amending the Zoning District Map to Reclassify Assessor's Parcel 20-109C (Portion) from R-1, Suburban Residential, to B-2, Urban Commercial Located at 8 Dorothy Lane Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions.

Mr. Woodson asked Mr. Harvey how much the owners would pay in fees if the County was not the applicant on this rezoning. Mr. Harvey replied that the amount was approximately \$4,000. Mr. Woodson asked how often the County acted as the applicant on rezoning matters and why would the County do so. Mr. Harvey said that it was typically for matters of general health, safety and welfare or hardship. Mr. Woodson asked if this project was a hardship for the owners. Mr. Harvey said that it was not;

rather that it was more of a housekeep issue. Mr. Dudenhefer added that it was not a buildable piece of property but a sliver of land created by a road construction project.

Mr. Woodson said that he would vote against this rezoning because all applicants should be treated equally and he feels that with the County acting as the applicant, special treatment was being given to an owner who could afford the fee.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Dudenhefer motioned, seconded by Mr. Milde, to adopt proposed Ordinance O11-07.

The Voting Board tally was:

Yea: (6) Dudenhefer, Milde, Sterling, Crisp, Snellings, Stimpson

Nay: (1) Woodson

#### Ordinance O11-07 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE ZONING ORDINANCE FOR STAFFORD COUNTY BY AMENDING THE ZONING DISTRICT MAP TO RECLASSIFY FROM R-1, SUBURBAN RESIDENTIAL, TO B-2, URBAN COMMERCIAL ZONING DISTRICT ON ASSESSOR'S PARCEL 20-109C (PORTION) WITHIN THE GARRISONVILLE ELECTION DISTRICT

WHEREAS, the Stafford County Board of Supervisors, applicant, has submitted application RC1000305 requesting a reclassification from R-1, Suburban Residential to B-2, Urban Commercial on Assessor's Parcel 20-109C (portion); and

WHEREAS, the Board has carefully considered the recommendation of the Planning Commission, staff and testimony at the public hearing; and

WHEREAS, the Board has determined that the requested zoning is compatible with the surrounding land uses and zoning; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practice require adoption of an ordinance to reclassify the subject property;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January, 2011, that the Zoning Ordinance for Stafford County be and it hereby amended and reordained by amending the zoning district map to

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reclassify from R-1, Suburban Residential to B-2, Urban Commercial on Assessor's

Parcel 20-109C (portion).

Planning and Zoning; Consider a Conditional Use Permit for a Telecommunications

Facility Located at 39 Synan Road Mr. Jeff Harvey, Director of Planning and Zoning,

gave a presentation and answered Board members questions.

Ms. Stimpson asked for clarification of the height of the tower, 100' or 150', talked about

the number of past and proposed applications, and said that she was frustrated with and

opposed to the idea of littering Stafford County with cell towers when there was no real

plan or consideration being taken into account for the impact on site-lines and visual

effects. Ms. Stimpson asked Mr. Harvey if other localities have cell tower plans. Mr.

Harvey responded that some localities dictate that cell towers must be located on public

land but that it has typically been the wish of Stafford's Board to not interfere with

private businesses. Ms. Stimpson asked that additional pictures be provided from the

vantage point of the Clearview Heights subdivision.

The Chairman opened the public hearing.

The following person desired to speak:

Jim Michael, Applicant

The Chairman closed the public hearing.

Following Mr. Michael's discussion with the Board, Ms. Stimpson asked again for

photos from Clearview Heights. Mr. Michael said that he would ensure that photos were

taken and provided to the Board as soon as possible. Mr. Milde asked if Mr. Scott Hirons

was on site for the balloon test to which Mr. Michael responded, "No".

Ms. Stimpson motioned, seconded by Mr. Milde, to defer this item to give the Board

additional time to evaluate the project.

The Voting Board tally was:

(7) Stimpson, Milde, Crisp, Dudenhefer, Snellings, Sterling, Woodson

Nay: (0)

Following the vote to defer the previous item, Ms. Stimpson motioned, seconded by Mr. Woodson, to adopt proposed Resolution R11-48. Mr. Romanello noted that the resolution was silent on a deadline for response back to the Board. Ms. Stimpson suggested a 90-day timeframe and following additional discussion, a six-month date was decided on.

#### The Voting Board tally was:

Yea: (7) Stimpson, Woodson, Milde, Crisp, Dudenhefer, Snellings, Sterling

Nay: (0)

#### Resolution R11-48 reads as follows:

A RESOLUTION TO REQUEST THE PLANNING COMMISSION AND TELECOMMUNICATIONS COMMISSION TO ESTABLISH A JOINT COMMITTEE AND TO REVIEW AND PREPARE AMENDMENTS TO THE TELECOMMUNICATION ELEMENT OF THE COMPREHENSIVE PLAN

WHEREAS, the Telecommunication Plan element of the Comprehensive Plan was last amended on June 4, 2002; and

WHEREAS, wireless technology has changed significantly since 2002; and

WHEREAS, the demand for new wireless technologies has substantially expanded since 2002, with many County citizens and businesses choosing wireless technology as their preferred or exclusive method of personal and business communication; and

WHEREAS, the increased demands for wireless service has put a strain on existing wireless infrastructure; and

WHEREAS, wireless service providers have expressed a need to expand the number of wireless service antennas and telecommunication towers throughout the County; and

WHEREAS, the Board is concerned about the potential proliferation of telecommunication facilities, towers, and/or sites in the County and their impact on the health, safety, and welfare of County citizens, businesses, nearby residential communities, and the County in general; and

WHEREAS, the Board desires to update the Telecommunications Plan element of the Comprehensive Plan to guide the future location of telecommunications infrastructure in the County, including, but not limited to, expanding and maximizing the capability of existing wireless communication networks and infrastructure, determining the number of telecommunications towers needed to provide quality service to County citizens and businesses, establishing updated tower-siting criteria, encouraging collocation of

telecommunication infrastructure and equipment, identifying appropriate locations for towers, facilities, and/or sites, and requiring adequate space and access on/in future telecommunications facilities, towers, and/or sites for equipment needed by the Sheriff's Office, Fire and Rescue, the County, and/or regional governmental entities (ex. Virginia Railway Express (VRE));

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18th day of January 2011 that the Board be and it hereby does request that the Planning Commission and Telecommunications Commission review and prepare amendments to the Telecommunications Element of the Comprehensive Plan, including, but not limited to, (i) expanding and maximizing the capability of existing telecommunications facilities and infrastructure, (ii) determining the number of telecommunications towers, facilities, and/or sites needed to provide quality service to County citizens and businesses, (iii) establishing updated telecommunication tower-siting criteria, (iv) encouraging collocation of telecommunication infrastructure and equipment, (v) identifying appropriate locations in the County for telecommunication towers, facilities, and/or sites, and (vi) requiring adequate space and access on/in future telecommunication facilities, towers, and/or sites for equipment needed by the Sheriff's Office, Fire and Rescue, the County, and/or regional governmental entities (ex. Virginia Railway Express (VRE)); and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board requests that the Planning Commission and Telecommunications Commission form a joint committee to work with County staff to draft amendments to the Telecommunications Element of the Comprehensive Plan; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board requests that (i) the joint committee of the Planning Commission and Telecommunications Commission complete its work and make its recommendations regarding amendments to the Planning Commission no later than April 29, 2011, and (ii) that the Planning Commission hold a public hearing and make its recommendations to the Board no later than July 5, 2011; and

NOW, THEREFORE, BE IT STILL FURTHER RESOLVED that the Planning Commission is authorized to make modifications to the recommendations provided by the joint committee of the Planning Commission and Telecommunications Commission as it deems necessary.

Public Works; Amend Stafford County Code, Chapter 15, Article III, Division 2, Entitled "Parking of Watercraft, Board Trailers, Motor Homes, Camping Trailers, Commercial Vehicles, and Parking for Commercial Purposes on Public Highways Mr. Keith Dayton, Director of Public Works, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Ms. Stimpson motioned, seconded by Mr. Woodson, to adopt proposed Ordinance O11-06.

#### The Voting Board tally was:

Yea: (7) Milde, Stimpson, Crisp, Dudenhefer, Snellings, Sterling, Woodson

Nay: (0)

#### Ordinance O11-06 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS"

WHEREAS, Sections 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorize the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, on June 15, 2010, the Board adopted Ordinance O10-37, which established criteria for the designation of a restricted parking area; and

WHEREAS, The Meadows at England Run Homeowners Association has approved a resolution dated August 26, 2010, requesting the establishment of a restricted parking area within The Meadows at England Run Subdivision and the resolution satisfies the requirements of Stafford County Code Section 15-56; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board has conducted a public hearing in accordance Section 15.2-1427 of the Code of Virginia (1950), as amended; and

WHEREAS, the Board has carefully considered the recommendations of staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this, the 18<sup>th</sup> day of January 2011, that Stafford County Code, Section 15-

- 56, entitled "Designation of Restricted Parking Areas", be and it hereby is amended and reordained as follows, all other portions remain unchanged:
- (f) The following constitute the restricted parking areas within Stafford County where the provisions of this ordinance are in full force and effect:
  - (6) The Meadows at England Run Subdivision on the following named streets:
    - (A) Backridge Court;
    - (B) Banbury Court;
    - (C) Barrows Court;
    - (D) Batley Court;
    - (E) <u>Club House Road;</u>
    - (F) Collen Road;
    - (G) Crossing Road;
    - (H) Falkirk Court;
    - (I) Harrogate Road;
    - (J) <u>Hastings Drive</u>;
    - (K) Kyle Court;
    - (L) <u>Leamington Road;</u>
    - (M) Rugby Road;
    - (N) Salford Court;
    - (O) Sarah Court;
    - (P) Teri Lyn Court;

<u>Utilities</u>; Authorize Condemnation and Exercise of Quick-Take Powers to Acquire an Easement on a Portion of the Property Located at Tax Map Parcel 53A-1-5B in Connection with Falls Run Phase I Sewer Project Mr. Harry Critzer, Director of Utilities, gave a presentation and answered Board members questions. Mr. Critzer noted that this item had been previously brought to public hearing (on 10/19/10) but in the advertisement, the owner's name had been listed incorrectly which is why it was being brought back on January 18<sup>th</sup>.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Milde motioned, seconded by Ms. Stimpson, to adopt proposed Resolution R11-29.

The Voting Board tally was:

Yea: (7) Milde, Stimpson, Snellings, Sterling, Crisp, Dudenhefer, Woodson

Nay: (0)

#### Resolution R11-29 reads as follows:

A RESOLUTION TO AUTHORIZE CONDEMNATION AND EXERCISE OF QUICK-TAKE POWERS TO ACQUIRE AN EASEMENT ON A PORTION OF THE PROPERTY OF JOHN C. LAFLEY, TRUSTEE UNDER THE JOHN C. LAFLEY REVOCABLE TRUST AGREEMENT AND JOHN C. LAFLEY AND JOHN MATTHEW LAFLEY, SUCCESSOR TRUSTEES UNDER THE KAREN V. LAFLEY REVOCABLE TRUST AGREEMENT, TAX MAP PARCEL 53A-1-5B, IN CONNECTION WITH THE FALLS RUN SEWER INTERCEPTOR REPLACEMENT PROJECT

WHEREAS, the 2006 Water and Sewer Master Plan recommends construction of a new sewer line from the Falls Run Pump Station following along Falls Run up to and including a crossing of I-95 to replace an older failing sewer, an approved public use; and

WHEREAS, the Board has approved and is in the process of acquiring the necessary easements for the construction of the Falls Run Sewer Interceptor; and

WHEREAS, Tax Map Parcel 53A-1-5B consists of approximately 0.293 acres of land, owned by John C. Lafley, Trustee under the John C. Lafley Revocable Trust agreement and John C. Lafley and John Matthew Lafley, Successor Trustees under the Karen V. Lafley Revocable Trust Agreement (the "Property Owners"); and

WHEREAS, because the design for the project requires installation of the sewer interceptor and clearing and grading of approximately 0.0236 acres for a permanent sewer easement on Tax Map Parcel 53A-1-5B (the "Property"), the Board must acquire easements on the Property; and

WHEREAS, the fair market value for the easement area of the Property, together with damages, if any, to the remainder of the Property is One Thousand Six Hundred Dollars (\$1,600), based upon the 2010 tax assessed value; and

WHEREAS, the Board, through its consulting negotiator, has made a bona fide but ineffectual effort to purchase the easement area of the Property by offering said determination of value on behalf of the County to the Property Owners; and

WHEREAS, the terms of purchase cannot be agreed upon and the County's consulting negotiator has been unsuccessful in negotiating a final settlement with the Property Owners, but will continue to work with the Property Owners to attempt to reach an acceptable settlement; and

WHEREAS, the Board has conducted a public hearing in accordance with Sections 15.2-1903(B) and 15.2-1905(C), Va. Code Ann., to determine the necessity for condemnation and the use of the County's quick-take powers and has carefully considered the recommendations of staff and the testimony, if any, at the public hearing; and

WHEREAS, the Board declares its intent to use its quick-take powers to enter and take the above-referenced 0.0236 acres of permanent sewer easement on Tax Map Parcel 53A-1-5B;

NOW, THEREFORE, BE IT RESOLVED BY THE Stafford County Board of Supervisors on this 18<sup>th</sup> day of January, 2011, that the Board be and it hereby does find that public necessity exists for the Board's easement ownership of the Property to complete construction and begin operation of the Falls Run Sewer Interceptor, an approved public use to meet the County's sewer demand needs; and

BE IT FURTHER RESOLVED that the Board determines, notwithstanding the Board's bona fide offer of One Thousand Six Hundred Dollars (\$1,600) as just compensation for the Property, including damages, if any, to the remainder of the Property, that the Board and the Property Owners cannot agree on compensation to be paid or on other terms of purchase and settlement; and

BE IT FURTHER RESOLVED that the Board determines it is necessary to do so and hereby declares its intent to exercise the County's quick-take powers to enter upon and immediately acquire the Property for construction and operation of the Falls Run Sewer Interceptor, under the provisions of Sections 15.2-1903(B) and 15.2-1905(C), Va. Code Ann; and

BE IT STILL FURTHER RESOLVED that the Board does hereby authorize the County Attorney to file a Certificate of Take among the land records of Stafford County, and authorizes the County Administrator and Director of Finance and Budget, or their designees, to sign the Certificate and to deposit One Thousand Six Hundred Dollars (\$1,600) with the Clerk of the Stafford County Circuit Court, for the Property Owners' benefit, before entering and taking possession of the Property in connection with the quick-take condemnation process on behalf of the Stafford County Board of Supervisors in accordance with the law.

<u>Parks</u>, <u>Recreation and Community Facilities</u>; <u>Authorize Easement on County-Owned</u> <u>Property</u> Mr. Chris Hoppe, Director of Parks, Recreation and Community Facilities gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Snellings motioned, seconded by Ms. Stimpson, to adopt proposed Resolution R11-11.

The Voting Board tally was:

Yea: (7) Snellings, Stimpson, Crisp, Dudenhefer, Milde, Sterling, Woodson

Nay: (0)

#### Resolution R11-11 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO CONVEY AN ELECTRICAL EASEMENT ON COUNTY-OWNED PROPERTY AT CURTIS MEMORIAL PARK TO NORTHERN VIRGINIA ELECTRIC COOPERATIVE

WHEREAS, additional electrical services are needed at the maintenance building at Curtis Memorial Park; and

WHEREAS, Northern Virginia Electric Cooperative (NOVEC) has requested an easement at Curtis Memorial Park to install, operate, and maintain overhead pole lines and/or underground conduit and cable lines for transmitting and distributing electric power to the maintenance building at the Park; and

WHEREAS, the Board has carefully considered the recommendations of staff and testimony at the public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18th day of January, 2011, that the County Administrator or the Board Chairman be and hereby is authorized to convey an electrical easement on County-owned property at Curtis Memorial Park to NOVEC.

<u>Legislative</u>: Additions/Deletions to the Regular Agenda Hearing no objections, the Board approved the following additions: Item 22. Legislative Discussion, David Gayle; Item 23. Legislative; Appoint a Member to the Wetlands Board; and Item 24. Consolidation Efforts.

#### Legislative; Consent Agenda

Mr. Snellings motioned, seconded by Mr. Milde, to adopt the Consent Agenda consisting of Items 12 thru 20

The Voting Board tally was:

Yea: (7) Snellings, Crisp, Milde, Dudenhefer, Sterling, Stimpson, Woodson

Nay: (0)

#### Item 12. Legislative; Approve Minutes of the January 4, 2011 Board Meeting

#### Item 13. Finance and Budget; Approve Expenditure Listings

#### Resolution R11-25 reads as follows:

## A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL) DATED JANUARY 4, 2011 THROUGH JANUARY 17, 2011

WHEREAS, the Board has appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January 2011 that the above-mentioned EL be and hereby is approved.

Item 14. Human Services; Authorize a Public Hearing Regarding Lake Arrowhead

Property Transfer to Habitat for Humanity

#### Resolution R11-30 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO APPROPRIATE AND CONVEY COUNTY-OWNED REAL ESTATE TO GREATER FREDERICKSBURG HABITAT FOR HUMANITY

WHEREAS, Virginia Code § 15.2-953 authorizes a locality to make appropriations of real estate to any charitable institution or association, including Habitat for Humanity, located within the County, or outside of the County if it provides services to County residents; and

WHEREAS, Stafford County owns the real estate known as Tax Map Parcels 8B-G-18 and 8B-G-19, which it received by Deed of Gift, dated January 20, 2006, recorded as Instrument Number LR060003197 in the land records of the Circuit Court Clerk's Office; and

WHEREAS, Greater Fredericksburg Habitat for Humanity owns Tax Map Parcels 8B-G-20 and 8B-G-21; and

WHEREAS, Greater Fredericksburg Habitat for Humanity has proposed constructing one single family residence on Tax Map Parcel 8B-G-19 and one single family residence on Tax Map Parcel 8B-G-21; and

WHEREAS, Greater Fredericksburg Habitat for Humanity will construct the single family residences to help provide affordable housing to lower-income County residents; and

WHEREAS, the Board desires to appropriate and convey County-owned real estate to Greater Fredericksburg Habitat for Humanity; and

WHEREAS, the Board finds that appropriating and conveying the County-owned real estate serves the public health, safety, and welfare; and

WHEREAS, the Board desires and is required to hold a public hearing under Virginia Code § 15.2-1800(B) prior to conveying County-owned real estate;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18th day of January, 2011, that the County Administrator be and he hereby is authorized to advertise a public hearing to allow for presentation and public comment for the purpose of considering the proposed conveyance of County-owned real estate known as Tax Map Parcels 8B-G-18 and 8B-G-19 to Greater Fredericksburg Habitat for Humanity.

#### <u>Item 15. Public Information; Approve Proclamations to:</u>

#### Proclamation P11-01 reads as follows:

A PROCLAMATION TO RECOGNIZE AND COMMEND DR. JANE INGALLS FOR HER CONTRIBUTIONS TO STAFFORD HOSPITAL AND THE UNIVERSITY OF MARY WASHINGTON STAFFORD CAMPUS NURSING PROGRAM

WHEREAS, Dr. Jane Ingalls has dedicated 50 years of her life to the nursing profession and has made a lasting impact on this community and on the lives of those who call Stafford home; and

WHEREAS, Dr. Jane Ingalls is a long-time nurse educator who has helped launch the career of more than 1,000 nursing students, many of whom are actively working in the nursing profession in the greater Fredericksburg area; and

WHEREAS, Dr. Jane Ingalls is the former Dean of Nursing and Allied Health Technologies for Germanna Community College; and

WHEREAS, in 2001, she became a member of the Mary Washington Healthcare Board of Trustees and chaired the Strategic Planning Committee, the Nominating and Governance Committee and she currently serves as chair of the Organizational Ethics Committee; and

WHEREAS, Dr. Jane Ingalls' persistence and passion for nursing resulted in securing state approval for the construction of the new Stafford Hospital, bringing the first major healthcare facility to Stafford County as well as securing an additional Level 2 NICU facility to serve area infants born prematurely; and

WHEREAS, for her devotion and endless service, she was recognized by Stafford Hospital as the 2010 Citizen of the Year; and

WHEREAS, Dr. Jane Ingalls is an indispensable component of the nursing profession in the greater Fredericksburg area, and her hard work and dedication have built a legacy that will reach far beyond today; and

WHEREAS, the Board desires to bring to the attention of citizens everywhere the selfless dedication with which Dr. Jane Ingalls has served Stafford County;

NOW, THEREFORE BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January, 2011, that the Board be and it hereby does recognize and commend Dr. Jane Ingalls for her outstanding service.

#### Proclamation P11-03 reads as follows:

A PROCLAMATION TO RECOGNIZE DANIEL CHICHESTER AS HE BEGINS HIS 40TH YEAR OF SERVICE AS STAFFORD COUNTY'S COMMONWEALTH'S ATTORNEY

WHEREAS, Daniel Chichester has served a distinguished career by faithfully and professionally executing the duties as Stafford County Commonwealth's Attorney; and

WHEREAS, Mr. Chichester was first elected Commonwealth's Attorney in 1971, and has served in his current position for 40 years, as the foremost legal advisor for Stafford County and the Commonwealth of Virginia providing legal representation in the prosecution of criminal and traffic violations in the Circuit, General District and Juvenile and Domestic Relations Courts; and

WHEREAS, he is commended for numerous accomplishments, including a life sentence in the prosecution of the Ava DeHart murder case, a case where the victim's skeletal remains were discovered in a well 15 years after her disappearance; and

WHEREAS, Mr. Chichester's leadership and professionalism helped guide his office through periods of enormous change, growing from one attorney to an organization of thirteen attorneys and fourteen support staff; and

WHEREAS, Mr. Chichester is a long-time law educator who has lectured on criminal law for the Commonwealth's Attorneys' Services Council, the Virginia State Police and the Rappahannock Criminal Justice Academy; and

WHEREAS, Mr. Chichester served as President of the Virginia Association of Commonwealth's Attorneys and Chairman of the Commonwealth's Attorneys' Services Council; and

WHEREAS, as a long-time member of the Commonwealth's Attorneys' Legislative Committee, Mr. Chichester has helped draft and clarify many significant pieces of legislation; and

WHEREAS, Mr. Chichester has contributed to the advancement of the legal profession in roles outside of Stafford including as a past member of the Board of Governors of the Criminal Law Section of the Virginia State Bar; as member of the Commission on Parole Abolition and Sentencing Reform, to which he was appointed in

1994 by Governor George Allen; as a member of the Board of Directors of the National District Attorneys Association (NDAA), and as Vice-President of the NDAA; and

WHEREAS, Mr. Chichester received numerous commendations for his distinctive accomplishments, including the Robert F. Horan, Jr. Outstanding Service Award, which he received in 1995 from the Virginia Association of Commonwealth's Attorneys; the Rappahannock Area Fraternal Order of Police Man of the Year award; and similar awards from the Stafford Jaycees and the White Oak Fire Department in recognition of his service to the community; and

WHEREAS, Mr. Chichester is a long-standing member of the Virginia State Bar and the Fredericksburg Area Bar Association as well as the American Legion and Veterans of Foreign Wars; a member of the Capitol Campaign Cabinet raising funds for the Cancer Treatment Center of Fredericksburg, a member of Aquia Episcopal Church, where he has served on many committees, including the Vestry; and

WHEREAS, in addition to his many years of public service, Mr. Chichester served on active-duty in the United States Army and attained the rank as Captain and was awarded the Bronze Star, among other decorations; and

WHEREAS, the Board desires to bring to the attention of citizens everywhere the selfless dedication with which Daniel Chichester has served Stafford County, the Commonwealth of Virginia and his fellow Americans, and to commend him for his many years of distinguished public service;

NOW, THEREFORE BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January 2011, that the Board be and it hereby does recognize Daniel Chichester as he begins 40 years of service as Stafford County's Commonwealth's Attorney.

Item 16. Public Works; Authorize a Public Hearing to Amend and Reordain Stafford County Code, Section 15-56 Entitled "Designation of Restricted Parking Areas" in the Colonies of Park Ridge Subdivision

#### Resolution R11-02 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS" TO ESTABLISH A RESTRICTED PARKING AREA IN THE COLONIES OF PARK RIDGE SUBDIVISION

WHEREAS, Section 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorizes the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, on June 15, 2010, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, on October 28, 2010, the Berkshire Homeowners Association approved a resolution requesting the establishment of a restricted parking area within The Colonies of Park Ridge Subdivision and the resolution satisfies the requirements of Stafford County Code, Section 15-56; and

WHEREAS, The Colonies of Park Ridge Homeowners Association resolution requests that the following streets be designated as a restricted parking area:

- (A) Appling Road
- (B) Ashbrook Road
- (C) Wendover Court
- (D) Wexwood Court
- (E) Wren Way Court; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board desires to consider public comments concerning the proposed restricted parking area;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January 2011, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider designating a restricted parking area within The Colonies of Park Ridge Subdivision.

Item 17. Public Works; Authorize Installation of Three (3) Multi-Way-Stops at the Intersections of Nugent Drive (SR-1901) and Palladio Drive (SR-1904); Nugent Drive (SR-1901) and Kinross Drive (SR-1902); and Kinross Drive (SR-1902) and Palladio Drive (SR-1904) in the Greens at Amyclae Subdivision

#### Resolution R11-31 reads as follows:

A RESOLUTION TO INSTALL THREE (3) MULTI-WAY-STOPS AT THE INTERSECTIONS OF NUGENT DRIVE (SR-1901) AND PALLADIO DRIVE (SR-1904), NUGENT DRIVE (SR-1901) AND KINROSS DRIVE (SR-1902), AND KINROSS DRIVE (SR-1902)

## AND PALLADIO DRIVE (SR-1904) IN THE GREENS AT AMYCLAE SUBDIVISION

WHEREAS, the Board is concerned with transportation safety on residential streets; and

WHEREAS, The Greens at Amyclae Homeowners Association has requested the installation of additional stop signs at the intersections of Nugent Drive and Palladio Drive, Nugent Drive and Kinross Drive, and Kinross Drive and Palladio Drive; and

WHEREAS, the proposed locations meet all of the required criteria for installation, based on the adopted Residential Transportation Management Plan, Multi-Way-Stop Program; and

WHEREAS, upon review of the intersections, the Virginia Department of Transportation (VDOT) approved the proposed locations for installation of a Multi-Way-Stop;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of January 2011, that the Board be and it hereby does approve the installation of three (3) Multi-Way-Stop signs at the intersections of Nugent Drive (SR-1901) and Palladio Drive (SR-1904), Nugent Drive (SR-1901) and Kinross Drive (SR-1902), and Kinross Drive (SR-1902) and Palladio Drive (SR-1904) in The Greens at Amyclae Subdivision; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the VDOT Fredericksburg District Office.

Item 18. Legislative; Authorize the County Administrator to Negotiate an Easement with the Virginia Outdoors Foundation in Exchange for an Existing Easement in Relation to the Hartwood Volunteer Fire Department and Authorize a Public Hearing

#### Resolution R11-33 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO NEGOTIATE AN EASEMENT WITH THE VIRGINIA OUTDOORS FOUNDATION IN EXCHANGE FOR AN EXISTING EASEMENT ON ASSESSOR'S PARCEL 35-33, HARTWOOD ELECTION DISTRICT, AND TO SCHEDULE A PUBLIC HEARING FOR THE APPROVAL OF SUCH EASEMENT

WHEREAS, the Hartwood Volunteer Fire Department serves an important role in protecting the community; and

WHEREAS, the Hartwood Volunteer Fire Department is located on Assessor's Parcel 35-34A with no land available for the expansion of an existing, inadequate drain field; and

WHEREAS, the only land available for expansion is on Assessor's Parcel 35-33, which is owned by the Estate of Helen Stewart Jones and is encumbered with an open-space easement held by the Virginia Outdoors Foundation; and

WHEREAS, the Virginia Outdoors Foundation has indicated that it is willing to accept another easement in exchange for area required for the expansion; and

WHEREAS, the Board has determined that the County Administrator is the appropriate entity to negotiate an easement with the Virginia Outdoors Foundation; and

WHEREAS, the Board has also determined that a public hearing on the proposed easement should be scheduled in a timely fashion when an agreement is reached;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18th day of January, 2011, that the County Administrator be and he hereby is authorized to negotiate with the Virginia Outdoors Foundation for the removal of an existing open space easement on a portion of Assessor's Parcel 35-33 in exchange for an agreed upon substitute easement; and

BE IT FURTHER RESOLVED that the County Administrator shall schedule a public hearing when the County and the Virginia Outdoors Foundation have reached an agreement.

Item 19. Legislative; Amend the Board of Supervisors Regular Meeting Time and Amend Bylaws and Rules of Procedure

#### Resolution R11-38 reads as follows:

A RESOLUTION TO AMEND THE STAFFORD COUNTY BOARD OF SUPERVISORS MEETING TIME FOR 2011 AND AMEND STAFFORD COUNTY BOARD OF SUPERVISORS BYLAWS AND RULES OF PROCEDURE

WHEREAS, the time and place of regular meetings of the Board shall be established; and

WHEREAS, the Board desires that the regular meetings shall be held in the Board Chambers of the Stafford County Administration Center, 1300 Courthouse Road, Stafford, Virginia, at 3:00 P. M. instead of at 1:00 P.M.; and

WHEREAS, at its January 4, 2011 meeting, the Board adopted Resolution R11-01, which adopted the 2011 Bylaws and Rules of Procedure and Section 3-1 of the adopted Bylaws and Rules of Procedure states that the Board's regular meetings shall be called to order at 1:00 P.M.; and

WHEREAS, at its January 4, 2011 meeting, the Board adopted Resolution R11-07, which established the regular meeting schedule for 2011 and states that the regular meetings will be held at 1:00 P.M.; and

WHEREAS, regular meetings, without further public notice, may be adjourned from day-to-day or from time-to-time or from place-to-place, not beyond the time fixed for the next regular meeting, until the business before the governing body is completed; and

WHEREAS, should the Board subsequently prescribe any meeting time or place other than that initially established, it shall comply with Section 15.2-1416 of the Code of Virginia (1950), as amended;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18th day of January 2011 that the Board be and it hereby does establish that the regular meetings shall be held in the Board Chambers of the Stafford County Administration Center, 1300 Courthouse Road, Stafford, Virginia, at 3:00 P. M. on the dates established by Resolution R11-07; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Stafford County Board of Supervisors on this 18th day of January, 2011, that the 2011 Bylaws and Rules of Procedure, as attached hereto, be and they hereby are amended and adopted.

Item 20. Legislative; Approve Appointments of David Rodriguez as the Hartwood District Representative on the Historical Commission; and Richard E. Benson to the Fredericksburg Area Metropolitan Organization's Transportation Advisory Group

<u>Legislative</u>; Amend <u>Legislative Package to Support New State Operational Funding for the Crow's Nest Natural Preserve</u> Mr. Milde motioned, seconded by Mr. Crisp to adopt proposed Resolution R11-21.

Mr. Sterling made a substitute motion, seconded by Mr. Snellings, to add funding for four (4) deputies. Discussion ensued. Both motions were withdrawn.

<u>Legislative Update</u> – Mr. David Gayle, Assistant Director of Legislative Affairs presented the Board with a summary of legislative activities, which bills had been presented to the General Assembly and those which were still outstanding or waiting to be filed. The Board requested that Mr. Gayle prepare and provide the Board with a written list of highlights.

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Legislative; Appoint a Member to the Wetlands Board Mr. Milde motioned, seconded by

Ms. Stimpson, to appoint Mr. Jim Ruitta as a member-at-large on the Wetlands Board.

The Voting Board tally was:

(7)

Yea:

Milde, Stimpson, Crisp, Dudenhefer, Sterling, Snellings, Woodson

(0)Nav:

Consolidation Efforts – Mr. Milde brought up the subject of the Governor's proposed

consolidation of the Northern Virginia Transportation Commission (NVTC), the Potomac

and Rappahannock Transportation Commission (PRTC), and the Northern Virginia

Transportation Authority (NVTA) as envisaged by House Bill 2016. Mr. Milde asked

that the Board support letting Governor McDonnell know that Stafford County opposes

this Bill/consolidation.

Mr. Sterling said that rather than opposing the consolidation in its entirety, he suggested

that it was approached from the perspective of its implications on the Virginia Railway

Express (VRE) and the County's governance thereof. Mr. Woodson stated that he agreed

with Mr. Sterling's approach. Mr. Crisp said that he does not want to butt heads with the

Governor but that if what is proposed passes, Stafford may lose its voice with VRE. Mr.

Dudenhefer said that he is not taking an overarching position on consolidation except for

where passage may have an impact on VRE. Ms. Stimpson said that if this goes through,

Stafford's voice on VRE may be diluted. Mr. Dudenhefer said that he would draft a letter

and work with Mr. Romanello to get it to the Governor by weeks end. Mr. Crisp said that

Spotsylvania and the City of Fredericksburg must have similar concerns.

Adjournment At 8:39 P. M. the Chairman declared the meeting adjourned.

Anthony J. Romanello, ICMA-CM

County Administrator

Mark Dudenhefer

Chairman